

## Declaration and Power of Attorney for Patent Application

As below-named inventors, we do hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names,

We believe we are the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled DISPLAY SYSTEM AND UNIT FOR MERCHANDISING EYEWEAR, the specification of which

(check one)

  X   is attached hereto.

\_\_\_\_\_ was filed on \_\_\_\_\_ as \_\_\_\_\_

Application Serial No. \_\_\_\_\_

and was amended on \_\_\_\_\_  
(if applicable)

We hereby state that we have reviewed and understand the contents of the above- identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

### Prior Foreign Application(s)

Priority Claimed

(Number)	(Country)	(Day/Mo./Yr. Filed)	Yes	No
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<u>          </u>	<u>          </u>	<u>          </u>	Yes	No
(Number)	(Country)	(Day/Mo./Yr. Filed)		

[illegible]

We hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States Application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Applic. S/N)	(Filing Date)	(Status--pend., pat., abandoned)
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(Applic. S/N)	(Filing Date)	(Status--pend., pat., abandoned)
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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As named inventors, we hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number) Jordan M. Meschkow, Reg. No. 31,043  
Lowell W. Gresham, Reg. No. 31,165  
Charlene R. Jacobsen, Reg. No. 42,688

Send correspondence to:  
Jordan M. Meschkow  
MESCHKOW & GRESHAM, P.L.C.  
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Phoenix, Arizona 85014

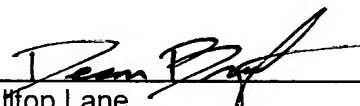
Direct Telephone Calls to: Jordan M. Meschkow  
(602) 274-6996

Full name of sole or first inventor: Ian Jeffrey Obstfeld

Inventor's signature   
Residence: 5942 East Via Los Caballos  
Paradise Valley, Arizona 85253  
Citizenship: United States  
Post Office Address: SAME AS ABOVE

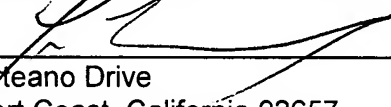
Date 8-18-03

Full name of second inventor: Dean C. Bretz

Inventor's signature   
Residence: 205 Hilltop Lane  
Brea, California 92821  
Citizenship: United States  
Post Office Address: SAME AS ABOVE

Date 8.6.03

Full name of third inventor: Thomas V. DiGiorgio

Inventor's signature   
Residence: 51 Sarteano Drive  
Newport Coast, California 92657  
Citizenship: United States  
Post Office Address: SAME AS ABOVE

Date 8/6/03

Applicants or Patentees: Ian Jeffrey Obstfeld, Dean C. Bretz, and Thomas V. DiGiorgio  
Serial or Patent No.: \_\_\_\_\_ Attorney's  
Filed or Issued: Herewith \_\_\_\_\_ Docket No.: 7433-A-1  
For: DISPLAY SYSTEM AND UNIT FOR MERCHANDISING EYEWEAR

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27(b))-INDEPENDENT INVENTOR**

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled DISPLAY SYSTEM AND UNIT FOR MERCHANDISING EYEWEAR,

described in

☒ the specification filed herewith  
\_\_\_\_\_ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
\_\_\_\_\_ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

\_\_\_\_\_ no such person, concern, or organization  
☒ persons, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME SUNGLASS DESIGNS, INC.

ADDRESS 9390 North 95th Street, Scottsdale, Arizona 85258

\_\_\_\_\_ Individual ☒ Small Business Concern \_\_\_\_\_ Nonprofit Organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

\_\_\_\_\_ Individual \_\_\_\_\_ Small Business Concern \_\_\_\_\_ Nonprofit Organization

FULL NAME \_\_\_\_\_


ADDRESS \_\_\_\_\_

\_\_\_\_\_ Individual \_\_\_\_\_ Small Business Concern \_\_\_\_\_ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

SOLE or FIRST INVENTOR:

  
\_\_\_\_\_  
Ian Jeffrey Obstfeld


8-18-03  
\_\_\_\_\_  
Date

JOINT OR SECOND INVENTOR:

  
\_\_\_\_\_  
Dean C. Bretz

8.6.03  
\_\_\_\_\_  
Date

THIRD INVENTOR:

  
\_\_\_\_\_  
Thomas V. DiGiorgio

8/8/03  
\_\_\_\_\_  
Date

Applicants or Patentees: Ian Jeffrey Obstfeld, Dean C. Bretz, and Thomas V. DiGiorgio  
Serial or Patent No.: \_\_\_\_\_ Attorney's  
Filed or Issued: Herewith Docket No.: 7433-A-1  
For: DISPLAY SYSTEM AND UNIT FOR MERCHANDISING EYEWEAR

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27(c))--SMALL BUSINESS CONCERN**

I hereby declare that I am

\_\_\_\_\_ the owner of the small business concern identified below:  
  X   an official of the small business concern empowered to act  
on behalf of the concern identified below:

NAME OF CONCERN: SUNGLASS DESIGNS, INC.

ADDRESS OF CONCERN: 9390 North 95th Street, Scottsdale, Arizona 85258

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled DISPLAY SYSTEM AND UNIT FOR MERCHANDISING EYEWEAR by inventor(s) Ian Jeffrey Obstfeld, Dean C. Bretz, and Thomas V. DiGiorgio, as described in

  X   the specification filed herewith  
\_\_\_\_\_ application serial no. \_\_\_\_\_, filed \_\_\_\_\_.  
\_\_\_\_\_ patent no. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_  
\_\_\_\_\_ Individual      \_\_\_\_\_ Small Business Concern      \_\_\_\_\_ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

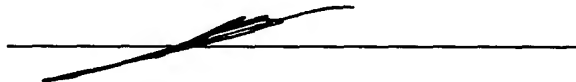
NAME OF PERSON SIGNING: Ian Jeffrey Obstfeld

TITLE OF PERSON OTHER THAN OWNER: President

ADDRESS OF PERSON SIGNING: SUNGLASS DESIGNS, INC.

9390 North 95th Street, Scottsdale, Arizona 85258

SIGNATURE



DATE

8-18-03